

**Town of Shrewsbury - Board of Selectmen
Richard D. Carney Municipal Office Building-Selectmen's Meeting Room
100 Maple Avenue
Monday, May 22, 2006 at 7:00 PM**

Minutes

Present:

Bruce Card, Maurice DePalo, Thomas Fiore, John Lebeaux James McCaffrey, and Daniel Morgado, Town Manager. Mr. Lebeaux called the meeting to order at 7:04pm.

Preliminaries:

1. Approve bills, payrolls and warrants, #0691 in the amount of \$293,324.87, and #0694 in the amount of \$1,773,699.35. Motion made, seconded and unanimously approved.
2. Approve Minutes of May 8, 2006. Motion made, seconded and unanimously approved.
3. Announcements – Mr. Card complimented the Shrewsbury & Worcester Police Departments and the State Police on the way they moved traffic during the funeral for Brian Moquin who died in the line of duty in Afghanistan. They worked together to do an excellent and impressive job. Mr. Lebeaux announced that Mt. View Cemetery will be closed to vehicle traffic from dusk, May 28th until after the Memorial Day Parade on Monday, May 29th at approximately 12:00 noon. Foot traffic is welcome. The parade is scheduled to depart from Town Hall at 9:30am and will stop for services in town center. This year's speaker is Capt. Robert Holland, USN. The parade ends at Mt. View Cemetery. All veterans and family members of active military personnel are welcome to march.
4. Town Manager's Report – Nothing other than what is on the Agenda.

Meetings:

Public Hearings:

5. 7:15pm – Udupi Bhavan, Inc. d/b/a Udupi, 378 Maple Avenue, Rufus P. Lewis, manager. Wine & Malt Beverages Pouring License and Common Victualler's License. Hours of Operation: Sunday-Saturday 11:30am-10:00pm. Mr. Lewis was present and advised the Board that he would like to open an Indian vegetarian restaurant in the location currently occupied by Star India. He said he is currently doing some minor renovations. He added that he has experience in this type of business as he previously operated a similar establishment in Cambridge. Mr. Lebeaux advised that all reports from department heads were favorable. Mr. Lebeaux opened the hearing to the public and as there was no comment, motion was made, seconded and unanimously voted to close the hearing. Motion was made to approve the application of Udupi Bhavan, Inc. d/b/a Udupi, 378 Maple Avenue for a Wine & Malt Beverages Pouring License and Common Victualler's License for the hours as stated. Motion was seconded and unanimously voted.

Old Business:

6. Response from Chief Sampson re: Crosswalk at Spring Street School. Chief Sampson was present. Mr. Lebeaux reviewed the request by Spring Street School Principals Jane Lizotte for installation of a crosswalk which was held over from the May 8th meeting for clarification on the location and enforceability of the crosswalk. The Chief advised that the Manual on Uniform Traffic Control Devices does not recommend crosswalks in this type area but under extenuating circumstances they allow local authorities to make the decision. In this case due to the age of the children crossing in this area the Police Dept. recommends installation of the crosswalk. It will be enforceable as this is a public way. Signage will be erected in both directions advising motorists. New subdivisions in this area have resulted in more children crossing Spring Street. Motion was made to approve the installation of a crosswalk at a location to be determined by Chief Sampson and Highway Supt. Knipe at Spring Street School. Motion was seconded and unanimously approved.
7. Response from Chief Sampson re: Crosswalk on Lake Street at the Glavin Center. Chief Sampson advised that this is a similar situation as the Spring Street School crosswalk. The request is made by the director of the

Glavin Center due to residents with developmental disabilities crossing to the center from their group home. The Chief advised that this crosswalk would also be enforceable. Motion was made to approve the installation of a crosswalk at a location to be determined by Chief Sampson and Highway Supt. Knipe on Lake Street at the Glavin Center. Motion was seconded and unanimously approved.

The Chief clarified a question asked at the Annual Town Meeting regarding mandatory overtime by the Police Dept. He explained how the system works to the Board and added that these order-ins have not caused increased overtime in the department. He will send a memo with the actual overtime figures to the Board.

8. Approve new Wheelabrator Contract. Nancy Allen, Director of Public Health, was present. Mr. Morgado advised that Ms. Allen had been the town's representative on the group of several communities that worked together to negotiate this contract. Several communities have already signed and several others are in the process of signing at this time. Ms. Allen advised that committee had looked at other options and sites. This was the best offer presented to the group. Mr. Morgado added that Town Counsel is currently reviewing the contract and asked for the Board's approval pending completion of his review. Motion was made to approve the contract and to sign after review is completed by Town Counsel. Motion was seconded and unanimously voted.
9. Dog Complaint – Martha Barnes, 29 Elm Street. Report has not been received from the Animal Control Officer will ask for report by next meeting.
10. Tax Work Off Program Request. COA Chairman Paul Keegan is asking for an increase in funding for the Tax Work Off Program which allows senior home owners to work for a town department in exchange for a deduction on their real estate tax bill. After a short discussion, motion was made, second and unanimously voted to approve the request to increase the allocation for the Tax Work Off Program.
11. Fiscal Study Committee. Mr. Lebeaux advised that the moderator has not completed his appointments yet and he would rather wait until the moderator finishes his appointments before the Board makes their appointments. Other Board members agreed. Mr. Lebeaux asked if any Board member was interested in serving on this committee. Mr. DePalo and Mr. Fiore both voiced interest in serving. Motion was made to appoint Maurice DePalo and Thomas Fiore as the Selectmen's representatives on the Fiscal Study Committee. Motion was seconded and unanimously approved. Mr. Lebeaux added that the Board's other appointments should be made as soon as possible and proposed a meeting on Tuesday, May 30th at 6:00pm in this room to make these appointments. Board members concurred.

New Business:

12. Review Selectmen's Meeting Schedule July through December. Mr. DePalo asked to hold approval of the schedule until June 5th to allow further review. Will hold for June 5th as Old Business.
13. Rescheduled - Creedon & Co., Inc., 39 Jolma Road, Worcester, MA, One Day Wine & Malt Beverages License for Parks & Recreation Special Friends event at Donahue Rowing Center, 237 No. Quinsigamond Ave., from Thursday, June 1, 2006 from 5:00pm to 10:00pm to Thursday, June 8, 2006 from 5:00pm to 9:00pm. Motion was made, seconded and unanimously voted to approve the application of Creedon & Co. for the rescheduled event. Motion was seconded and unanimously voted.
14. Creedon & Co., Inc., 39 Jolma Road, Worcester, MA, One Day Wine & Malt Beverages License for Holy Cross Athletics Dept., Donahue Rowing Center, 237 No. Quinsigamond Ave., Thursday, June 1, 2006 from 4:30pm to 8:00pm. Motion was made, seconded and unanimously voted to approve Creedon's application for a One Day Wine & Malt Beverages License for the date and hours as stated.
15. Professional Bartending Service, 18 Thatcher's Row, Middleboro, MA, One Day Wine & Malt Beverages License for Sullivan, Garrity & Donnelly corporate outing at Donahue Rowing Center, 237 No. Quinsigamond Avenue, Thursday, June 22, 2006 from 5:00pm to 9:00pm. Motion was made, seconded and unanimously voted to approve the application of Professional Bartending Service for a One Day Wine & Malt Beverages License for the date and hours as stated.

Executive Session:

16. Collective bargaining, pending litigation and value of real property.

Communication:

17. Noted copy mailed: Letter from Mr. Morgado to Susan Chattin, re car wash. Car wash did not take place. Mr. Morgado advised that those planning this type of event in the future should be aware of the water restrictions and keep in mind that this type of activity could be banned by DEP.
18. Noted copy mailed: Letter from ABCC re Bauhinia Restaurant, 271 Grafton Street, application.
19. Noted copy mailed: E-mail from Lorette McWilliams, 5 Benjamin Lane, re Study Committee.
20. Noted copy mailed: Mr. Morgado's letter to Mark Adler, re Town Meeting Article.
21. Noted copy mailed: Notice from Dept. of Telecommunications & Energy re Cable Television Licensing Process (complete package in BOS office).
22. Noted copy mailed: E-mail from Brian Smith, 175 North Street, re Study Committee.
23. Noted copy mailed: School Committee Meeting Minutes, 4/18/06.
24. Noted copy mailed: MMA Action Alert #7, 5/10/06 – Senate Budget Plan to Increase Lottery by \$158M & Chapter 70 by \$210M.
25. Noted copy mailed: E-mail from Johanna Musselman, 39 Stonybrook Lane, re Study Committee.
26. Noted copy mailed: Judy Vedder, 15 Pheasant Hill Drive, re Study Committee.
27. Noted copy mailed: Street Sweeping Report, 5/2/06. Sweeping is 75% complete.
28. Noted copy mailed: Westborough Treatment Plant Board Meeting Minutes, 4/11/06.
29. Noted copy mailed: Conservation Commission Minutes, 1/17/06, & 2/21/06.
30. Noted copy mailed: Planning Board Meeting Minutes, 2/2/06, 2/23/06, 3/2/06 & 4/6/06.
31. Noted copy mailed: Letter from Mr. Morgado to Melvin Gordon reappointing him to the Planning Board for a term of five years expiring June 30, 2011.
32. Noted copy mailed: Letter from John Keeton, Chairman, Shrewsbury Democratic Town Committee, recommending Laurence Gannon to Registrar of Voters, to fill unexpired term of Denise Daley. Term expires March 31, 2008. Motion was made to appoint Laurence Gannon to the Registrar of Voters to fill the unexpired term of Denise Daley. Motion was seconded and unanimously approved.
33. Noted copy mailed: Veolia Water Monthly Compliance Report, April 2006.
34. Noted copy mailed: E-mail from Stephanie Killmeier, 127 Grafton Street, re use of Town Common Gazebo for wedding ceremony. Mr. Lebeaux advised the Board that he had spoken to Ms. Killmeier and she told him that it was to be a very small wedding with a few chairs for elderly guests. He had advised her that nothing was to be attached to the gazebo and the common was to be left the way it was prior to the ceremony. The entire ceremony will take less than one half hour. A discussion followed regarding resolving the Town Common issue with The First Congregational Church. Board will contact the Church this summer. Mr. Fiore added that a fee structure for use of the Common should be part of the policy to be discussed. Motion was made to approve the request to use the Town Common for a wedding on Saturday, October 14, 2006. Motion was seconded and unanimously approved. The motion was amended to approve the request pending approval by The First Congregational Church. Motion was made, seconded and unanimously voted to approve the amended motion. Mr. Lebeaux added that the lawn in front of the Town Hall is being used as an athletic field and it has been abused after repairs have been made several times. This is Town property but it is not set up for playground use. Repairs require effort and expense. Dean Park and the playing fields should be used for this type of activity.
35. Noted copy mailed: School Committee Meeting Schedule 2006-2007 School Year.
36. Noted copy mailed: Mass. Dept. of Revenue, Informational Guideline Release – Appropriation Transfers.
37. Noted copy mailed: E-mail from John Wahlstrom, 2 South Brook Street, re Study Committee.
38. Noted copy mailed: E-mail from Chris Juetten, 41 Stonybrook Lane, re Study Committee.
39. Noted copy mailed: MMA Action Alert #8, 5/17/06 – Senate W&M Budget Plan Released.
40. Noted copy mailed: Letter from Office of Administration & Finance, Div. of Capital Asset Management, Office of Leasing & State Office Planning re Commonwealth's Search for Lease Space.
41. Noted copy mailed: Letter from Henry Wood, Jr. expressing interest in reappointment to Historic District Commission for three year term expiring on 6/30/09. Motion was made, seconded and unanimously voted to reappoint Henry Wood to the Historic District Commission for a three year term expiring on June 30, 2009.

42. Noted copy mailed: Letter from Mark Gerardi, Mercandante Funeral Home, re assistance from Angela Snell. Mr. Gerardi wished the Board to know that Ms. Snell had been extremely helpful in scheduling an interment at Mt. View Cemetery.
43. Noted copy mailed: ZBA Hearing Agenda, 6/6/06.
44. Noted copy mailed: E-mail from Tom Kilcoyne, 128 High Street, re Construction High Street and response from Jack Perreault. Mr. Morgado advised that the Town Engineer has taken steps to resolve this situation.

Motion was made, seconded, and unanimously voted to adjourn at 7:58pm. On a roll call vote Mr. Fiore, yes, Mr. DePalo, yes, Mr. Card, yes, Mr. McCaffrey, yes, and Mr. Lebeaux, yes.

Respectfully submitted,

Janice C. McCoy
Secretary